

REMARKS

Claims 1-6 were rejected under 35 U.S.C. 103(a) as being unpatentable over Kim et al. (US 2003/0095532A1) in view of Toskala et al. (U.S. 2003/0219037A1), and claim 7 was rejected under 35 U.S.C. 103(a) as being unpatentable over Kim et al. in view of Toskala et al., and further in view of Kobayashi et al. (US 6,721,564 B1).

It is hereby made of record that Toskala et al. and the present application were, at the time of invention of the present application, commonly owned by Nokia Corporation. The Examiner is directed to MPEP 706.02(1)(2). In accordance with MPEP 706.02(1)(2)(II), it is understood that this statement alone is sufficient evidence to disqualify Toskala et al. from being used in a rejection under 35 U.S.C. 103(a) against the claims of the present application.

This being the case, the rejections of claims 1-7 should be withdrawn, and claims 1-7 should be allowed as filed.

It is noted that Peltola (US 2004/0235434 A1), cited as being pertinent to the instant patent application, is actually the publication of the instant patent application.

The Examiner is respectfully requested to reconsider and remove the rejections of the claims under 35 U.S.C. 103(a), and to allow pending claims 1-7 as originally filed.

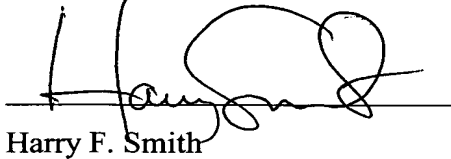
Claims 8-14 are newly added and should also be found to be allowable. Support of these claims can be found throughout the specification and drawings, such as in paragraphs [0017] and [0031] and in Fig. 2. No new matter is added.

S.N.: 10/805,994
Art Unit: 2685



An early notification of the allowability of claims 1-14 is earnestly solicited.

Respectfully submitted:


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3/2/2005
Date

Reg. No.: 32,493

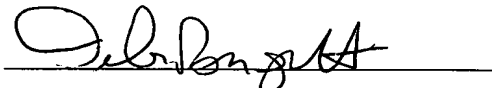
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March 2, 2005 
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